

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

FC 2011-091398

01/31/2012

HONORABLE TIMOTHY J. RYAN

CLERK OF THE COURT
L. Wilkins
Deputy

IN RE THE MATTER OF
TYLER F PANICO

TYLER F PANICO
7938 ANTELOPE VALLEY CT
COLORADO SPRINGS CO 80920

AND

TIFFANY GONZALEZ

ANGELA M WILSON-GOODMAN

FAMILY COURT SERVICES-CCC

EVIDENTIARY HEARING SET

The Court is in receipt of *Petitioner's Emergency Motion for Modification of Custody and Parenting Time* filed January 26, 2012.

IT IS ORDERED setting Evidentiary Hearing re: *Petitioner's Emergency Motion for Modification of Custody and Parenting Time* filed January 26, 2012 on **March 23, 2012 at 9:00 a.m. (1 hour allowed)** before the Honorable Timothy J. Ryan at:

Maricopa County Superior Court
Southeast Judicial District
Courtroom 402
222 E. Javelina Avenue
Mesa, AZ 85210

IT IS FURTHER ORDERED all parties shall appear **in person** for the Hearing on March 23, 2012.

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Pursuant to Rule 77(B), Arizona Rules of Family Law Procedure, each party will be allowed one-half of the available time to present all direct, cross, redirect examination and any argument. The parties are expected to complete the trial in the allotted time, and the time will not be extended absent a motion granted by the Court and filed at least thirty (30) days prior to trial setting forth good cause to extend the time and specifically including a list of each and every witness who will testify and an estimate of time and subject matter of the expected testimony for each witness.

IT IS FURTHER ORDERED that the parties shall file and provide this Division with a copy of a Joint Pre-hearing Statement pursuant to Rule 76, Arizona Rules of Family Law Procedure, no later than **March 16, 2012**.

IT IS FURTHER ORDERED that the Joint Pre-hearing Statement shall include the following attachments:

1. A current Affidavit of Financial Information.
2. A current Parent's Worksheet for Child Support Amount completed by each party pursuant to the Statewide Child Support Guidelines.
3. If there are disputed custody, access or visitation issues, a specific proposal for custody and visitation by each party

IT IS FURTHER ORDERED that the parties shall indicate in the Joint Pre-hearing Statement which exhibits they have agreed will be admissible at hearing as well as any specific objections that will be made to any exhibit if offered at hearing which is not agreed to be admitted. Reserving all objections to the time of hearing will not be permitted. At the time of hearing all exhibits that the parties have agreed will be admitted and all exhibits for which no specific objection is stated in the Joint Pre-hearing Statement shall be summarily admitted.

IT IS FURTHER ORDERED that the failure of counsel or any party to appear at the time of hearing, or to timely present the Joint Pre-hearing Statement in proper form, including each and every attachment required, shall, in the absence of good cause shown, result in the imposition of any and all available sanctions pursuant to Rule 71, Arizona Rules of Family Law Procedure and Local Rules 6.2(e) and 6.9(k), including proceeding to hear this matter by default based upon the evidence presented by the appearing party.

IT IS ORDERED any evidence intended to be submitted as exhibits at the time of the Trial must be brought to this division **no later than March 16, 2012 with a coversheet listing the description of the exhibits. The exhibits shall be separated by a COLORED sheet of paper.** Any exhibits submitted shall be copied to the opposing party at that same time. The

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parties shall coordinate their exhibits so that each party does not present duplicate exhibits of the other party. Do not provide a bench copy of the exhibits. **Failure to obey these orders may result in exclusion of the exhibit and/or waiver of objections.**

NOTE: If either party intends to offer as evidence the digital or electronic recording from a prior court proceeding, the party shall also provide to the Court a certified transcript of the recording, which shall be marked as an exhibit. The party seeking to offer the recording as evidence shall bear the cost for preparation of the transcription. If either party intends to offer documents as evidence that are in a language other than English, the Court shall be provided with an official certified translation of the documents.

Counsel and the parties are reminded of their obligation to give prompt notice of any settlement to the Court as required by Rule 70, Arizona Rules of Family Law Procedure.

IT IS ORDERED with regard to discovery and disclosure requirements:

1. Both parties shall exchange updated disclosure statements required by Rules 49 and 50, Arizona Rules of Family Law Procedure, including an exchange of all relevant information, documents and exhibits on or before **February 23, 2012**.
2. All depositions and discovery contemplated by Rules 49 through 65, Arizona Rules of Family Law Procedure, shall be completed and any motions regarding discovery shall be filed no later than **February 23, 2012**.
3. Counsel and both parties shall confer on or before **February 23, 2012** to conduct settlement discussions, exchange all exhibits, and discuss the resolution and narrowing of all procedural and substantive issues in this case.
4. The parties shall promptly comply with all requests for relevant information in this case. In this regard, the parties shall sign all necessary consents and releases reasonably required to obtain any relevant documents or records from any financial institution/company or business/medical or health care provider/employer possessing any relevant information.

NOTICE

You may request conclusions of fact and law on the following issues, if they are contested: the issues of child custody, relocation requests, spousal maintenance, community property, community debt, and child support. To request conclusions of fact and law, you must file a written request with the court before the trial or the evidentiary hearing. If you make a written request before the trial or evidentiary hearing, the court will make conclusions of fact and law as part of the final decision.

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If any party asks the court to make findings of fact and law on any issue, each party must file written proposed findings of fact and law on those issues. The proposed findings also must be submitted in an electronic form that is editable, preferably Microsoft Word. The proposed findings must be submitted with the Pretrial Statement.

LET THE RECORD REFLECT the courtroom clerk has updated ICIS this date to reflect Petitioner/Father's address as indicated on *Petitioner's Emergency Motion for Modification of Custody and Parenting Time* previously filed on January 26, 2012.

All parties representing themselves must keep the Court updated with address changes. A form may be downloaded at: <http://www.superiorcourt.maricopa.gov/SuperiorCourt/Self-ServiceCenter>.